

FORM PTO-1390 (REV 12-2004)		ATTORNEY DOCKET NUMBER 4439-4028
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (if known, see 37 CFR 1.51) TBA 107518870
INTERNATIONAL APPLICATION PCT/JP2003/007813	INTERNATIONAL FILING DATE 19 June 2003 (19.06.03)	EARLIEST PRIORITY DATE CLAIMED 21 June 2002 (21.06.02)
TITLE OF INVENTION NOVEL USE OF ANSAMYCIN ANTIBIOTICS AND METHOD OF SCREENING NOVEL ANGIOGENESIS INHIBITOR		
APPLICANT(S) FOR DO/EO/US Masayoshi SHICHIRI and Yujiro TANAKA		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected. (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input checked="" type="checkbox"/> An English language translation of the International application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto (Specification: 17 pgs.; Claims: 2 pgs.; Abstract: 1 pg.; and Drawings: 6 Sheets (Figs. 1-6)). b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration and power of attorney (unexecuted) of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). <p>Items 11 to 20 below concern document(s) or information included:</p> <ol style="list-style-type: none"> 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98 with Form PTO-1449 and a copy of all cited references (5). 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A preliminary amendment. 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 C.F.R. 1.821-1.825. 18. <input checked="" type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). – Publication No. WO 2004/000307 A1. 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or Information: <p>Form PCT/RO/105; Form PCT/ISA/202; Form PCT/ISA/210; Form PCT/ISA/220; Form PCT/IB/301; Form PCT/IB/304; Form PCT/IB/306; Form PCT/IB/308; Form PCT/IB/332; Form PCT/IPEA/402; Form PCT/IPEA/408; Form PCT/IPEA/409; and Form PCT/IPEA/416.</p>		

U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.51) TBA 10/518870		INTERNATIONAL APPLICATION NO. PCT/JP2003/007813		ATTORNEY'S DOCKET NO. 4439-4028
21. The following fees are submitted:				
<input checked="" type="checkbox"/> a) Basic national fee \$300.00				\$ 300
<input checked="" type="checkbox"/> b) Examination fee \$200.00				\$ 200
<input checked="" type="checkbox"/> c) Search fee \$500.00				\$ 500
TOTAL OF ABOVE CALCULATIONS = \$1,000.00				\$ 1,000
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.				
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE	
- 100 =	/50 =		x \$250.00	\$
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$
Total claims	23 - 20 = 3		x \$50.00	\$150
Independent claims	2 - 3 = --		x \$200.00	\$--
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$360.00 \$--
TOTAL OF ABOVE CALCULATIONS =				\$1,150
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$--
				SUBTOTAL = \$1,150
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+ \$--
				TOTAL NATIONAL FEE = \$1,150
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+ \$--
				TOTAL FEES ENCLOSED = \$1,150
				Amount to be refunded: \$
				Amount to be charged: \$
a. <input type="checkbox"/> A check in the amount of \$ to cover the above fees is enclosed. b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>13-4500</u> (4439-4028) in the amount of <u>\$1,150</u> to cover the above fees. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>13-4500</u> (4439-4028). A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.				
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.				
SEND ALL CORRESPONDENCE TO:				
Enter Address Here Morgan & Finnegan, L.L.P. 3 world Financial Center New York, New York 10281-2101 Telephone: (212) 415-8700 Facsimile: (212) 415-8701				
 Signature Kenneth H. Sonnenfeld / Joseph D. Eng, Jr. Name 33,285 / 54,084 REGISTRATION NUMBER				

10/518870
DT01 Rec'd PCT/PCT 24 DEC 2004
Docket No. 4439-4028

IN THE UNITED STATES

RECEIVING OFFICE (RO/US)
 DESIGNATED OFFICE (DO/US)
 ELECTED OFFICE (EO/US)

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TITLE OF INVENTION

NOVEL USE OF ANSAMYCIN ANTIOTICS AND METHOD OF SCREENING NOVEL ANGIOGENESIS INHIBITOR

APPLICANT(S)

Masayoshi SHICHIRI and Yujiro TANAKA

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Attn: (DO/EO/US)

**VERIFIED CERTIFICATION OF EXPRESS MAILING DATE
(INTERNATIONAL APPLICATION (37 CFR 1.10(c))**

I declare that on the dated indicated below I deposited with the United States Postal Service in an envelope "Express Mail, Post Office to Addressee", bearing Label Number **EV 460049735 US**, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 and having an express mail certification which I executed, the following papers:

- a. Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 U.S.C. 371, duly executed;
- b. A second copy of the published international application under 35 U. S. C. 154(d)(4); Publication No. WO 2004/000307 A1;
- c. Information Disclosure Statement (1 pg.);
- d. PTO-Form 1449 w/ copies of all cited references (5);
- e. Translation of the (Specification: 17 pgs.; Claims: 2 pgs.; Abstract: 1 pg.; and Drawings: 6 Sheets (Figs. 1-6);
- f. Combined Declaration and Power of Attorney document (unexecuted);
- g. A Preliminary Amendment;
- h. Other Items: Form PCT/RO/105; Form PCT/ISA/202; Form PCT/ISA/210; Form PCT/ISA/220; Form PCT/IB/301; Form PCT/IB/304; Form PCT/IB/306; Form PCT/IB/308; Form PCT/IB/332; Form PCT/IPEA/402; Form PCT/IPEA/408; Form PCT/IPEA/409; and Form PCT/IPEA/416; and
- i. A return receipt postcard.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application of any patent issuing thereon.

Jafet Cotto

(Typed or printed name of person making this verified statement)

December 21, 2004
Date

(Signature of person making this verified statement)

(Verified Certification of Express Mailing Date (International Application) [13-12])